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OFFICE OF PETITIONS

In re Application of Komarechka	:	
Application No. 10/648,301	:	Decision on Petition
Filing Date: August 27, 2003	:	
Attorney Docket No. BK-001	:	

This is a decision on the petition under 37 CFR 1.137(b), filed September 29, 2006, to revive the above-identified application.

The petition is **granted**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed March 27, 2006, which set a shortened statutory period for reply of three (3) months. An extension of time under the provisions of 37 CFR 1.136(a) was not obtained. Accordingly, the above-identified application became abandoned on June 28, 2006.

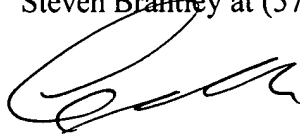
The instant petition requests revival of the application.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Therefore, the petition is granted and the application is revived.

Gordon Thomson signed the petition. Thomson was not an attorney or agent of record at the time the application became abandoned. Therefore, it appears Thomson was not in a position to have firsthand or direct knowledge of the facts and circumstances of the delay. Nevertheless, the statement by Thomson that the entire delay was unintentional is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that a portion of the delay from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, petitioner must notify the Office.

Technology Center Art Unit 2628 will be informed of the instant decision and the examiner will consider the merits of the amendment filed September 29, 2006, in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney
Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'Charles Brantley', written in a cursive style.

Charles Steven Brantley
Senior Petitions Attorney
Office of Petitions